THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.27878 OF 2005

DATED:29.12.2005

Between:

M. Dass

…Petitioner

And

The Mandal Revenue Officer

Serilingampally Mandal,

Ranga Reddy District and others

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.27878 OF 2005

ORDER:

The petitioner is a resident of Gachibouli, Serilingampally Mandal, Ranga Reddy District. He was allegedly assigned house site by way of D-Form patta admeasuring 180 Sq.yards in Plot No.97, in S.No.136 situated at Gachibouli, where he raised a hut and staying there. It appears, while taking up road widening programme, some of the persons belonging to weaker sections were dislocated and the Government is contemplating to allot house sites to those persons. Apprehending that he might be evicted with force de hors due process of law, the petitioner invoked jurisdiction of this Court under Article 226 of the Constitution of India seeking appropriate relief.

As rightly pointed out by the learned Assistant Government Pleader for Revenue

(Assignment), the Writ Petition is filed on mere apprehension. However, there cannot be any doubt that unless and until the petitioner is given notice of eviction, the respondent authorities cannot take any coercive action against petitioner.

The Writ Petition with the above observations is accordingly dismissed.

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(V.V.S.RAO, J)

29.12.2005

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Note:Issue CC by 30.12.2005.

(B.O)s

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